



STATE OF DELAWARE  
**DEPARTMENT OF NATURAL RESOURCES  
AND ENVIRONMENTAL CONTROL**  
89 KINGS HIGHWAY  
DOVER, DELAWARE 19901

Office of the  
Secretary

Phone: (302) 739-9000  
Fax: (302) 739-6242

OCT 10 2017

Cecil A. Rodrigues (34R00)  
Acting Regional Administrator  
United States Environmental Protection Agency  
Region III  
1650 Arch Street  
Philadelphia, PA 19103-2029

Dear Mr. Rodrigues: *Cecil*

The State of Delaware is submitting, for EPA approval, a §§111(d) State Plan for existing municipal solid waste landfills in accordance with the requirements of 40 CFR Part 60 Subparts B and Cf.

The position of the State of Delaware is that all minimum requirements set forth in the 1990 Clean Air Act Amendments and 40 CFR Part 60 Subpart B have been met or exceeded. Enclosed are the following:

1. Signed Certification of the public hearing.
2. Hearing officer's report, including the proposed adoption of a new Section 30 into 7 **DE Admin. Code** 1120 (Section 30), proposed Delaware §§111(d) State Plan, and Comment Response Document, as Appendices A, B, and C, respectively.
3. Signed Secretary's Order approving adoption of Section 30 and the Delaware §§111(d) State Plan.
4. Two copies of the final Delaware §§111(d) State Plan, which includes the demonstration of the requisite legal authorities in Appendix A, the final Section 30 in Section III of the §§111(d) State Plan and in Appendix B, and the demonstration of proper public hearing notifications, the presentation of the record of the hearing, and the summaries of presentations and submissions in Appendix C.
5. An electronic copy (computer disk) of the complete submittal. This electronic copy is an exact duplicate of the hard copy.

Mr. Cecil A. Rodrigues  
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In addition, the State of Delaware is requesting that the EPA delegate to Delaware the authority to implement and enforce the requirements in Section 30 in place of the otherwise applicable 40 CFR Part 60 Subpart XXX for the control of air pollutants from municipal solid waste landfills. The State of Delaware amended the following air regulation:

**7 DE Admin. Code 1120** "New Source Performance Standards" by adding a new Section 30 by adopting the Federal New Source Performance Standard requirements found at 40 CFR Part 60 Subpart XXX by reference. The applicability of the newly adopted Section 30 was expanded to cover both new and existing municipal solid waste landfills. Final Section 30 was published in the Delaware Register of Regulations on July 1, 2017 and its effective date was July 11, 2017.

If you have any questions, please contact me, or have your staff contact Mr. Ali Mirzakhilili, Director, at (302) 739-9402.

Sincerely,



Shawn M. Garvin  
Secretary

Enclosures (6)

cc: Cristina Fernandez, EPA (w/attachments)  
Ali Mirzakhilili, (w/o attachments)  
Ron Amirikian, (w/o attachments)  
DAQ - Dover Office (w/attachments)